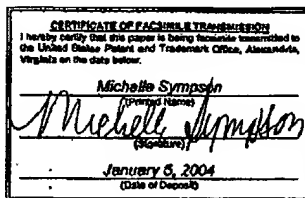


Atty. Dkt. No. 071949-1314

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kenneth F. Buechler  
Title: DIAGNOSTIC DEVICES AND  
APPARATUS FOR THE  
CONTROLLED MOVEMENT OF  
REAGENTS WITHOUT  
MEMBRANES  
Appl. No.: 09/805,653  
Filing Date: 03/13/2001  
Examiner: Lyle Alexander  
Art Unit: 1641

TERMINAL DISCLAIMER FOR U.S. PATENT NO. 6,143,576

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Your Petitioner, Biosite, Inc., having its principal place of business at 11030 Roselle Street, Suite D, San Diego, CA 92121 (hereinafter represents that it is the owner of the entire right, title, and interest in and to U.S. Patent Application Serial No. 09/805,653, filed 03/13/2001, by virtue of an Assignment filed and recorded on 06/04/2003, on Reel/Frame 013705/0660, in the United States Patent and Trademark Office, a copy of which is attached hereto as APPENDIX A. Further, your Petitioner represents that it is the owner of U.S. Patent No. 6,143,576, which issued on U.S. Patent Application No. 08/810,569, filed 03/03/1997.

Your Petitioner, Biosite, Inc., hereby disclaims the terminal part of the term of any patent granted on the above identified patent application which would extend beyond the full statutory term, as shortened by any terminal disclaimer, of U.S. Patent 6,143,576, and hereby

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01 FC:1251 110.00 DA  
02 FC:1814 110.00 DA

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false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-identified application or any patent issuing therefrom.

Respectfully submitted,

Date January 5, 2004By Barry S. Wilson

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